



U.S. Department  
of Transportation  
**Research and  
Special Programs  
Administration**

JUL 15 2002

400 Seventh St., S.W.  
Washington, D.C. 20590

Mr. Ronald J. Stokes  
ExxonMobil Chemical Company  
Intermediates Synthetics Product Stewardship  
P.O. Box 3140  
Edison, New Jersey 08818

Ref. No.: 02-0110

Dear Mr. Stokes:

This is in response to your April 1, 2002, letter regarding the applicability of the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180), pertaining to manufacturer's and/or test markings on DOT specification as UN standards for non-bulk single and combination packaging for non-regulated materials.

The HMR, at 49 CFR §173.22 (a)(1)(2), specify that except as otherwise provided in this part, a person may offer a hazardous material for transportation in a packaging or container required by this part only accordance with the following. The person shall class and describe the hazardous material in accordance with parts 172 and 173 of the HMR.

In addition, the person shall determine that the packaging or container is an authorized packaging, including part 173 requirements, and that it has been manufactured, assembled, and marked in accordance with section 173.7(a) and parts 173, 178, or 179 of this subchapter. Non-regulated materials and materials not meeting the definition of a hazardous material, hazardous substance or hazardous waste in accordance with §171.8, are not subject to the requirements in 49 CFR. Your questions are answered as follows:

**Question:** Can non-regulated material be shipped in a non-bulk single package marked with a DOT specification and/or UN standard?

**Answer:** Yes.

**Question:** Can non-regulated material be shipped in a non-bulk combination package marked with a DOT specification and/or UN standard ?

**Answer:** Yes.

**Question:** If a different (*non-tested*) inner receptacle is used in a non-bulk combination package must the DOT specification and/or UN standard be removed (*covered*) prior to actual shipment?



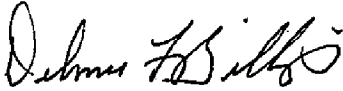
02-0110

171.2(c)  
178.2

**Answer:** No. Specification markings are not required to be removed for the combination packaging described in your scenario.

I hope this information is helpful. Please contact us if you require additional assistance.

Sincerely,

A handwritten signature in cursive script, appearing to read "Delmer F. Billings".

Delmer F. Billings  
Chief, Standards Development  
Office of Hazardous Materials Standards

**ExxonMobil Chemical Company**  
Intermediates, Synthetics Product Stewardship  
P.O. Box 3140  
Edison, New Jersey 08818  
732 321 6033 Telephone  
732 321 6057 Facsimile

April 1, 2002

Mr. Edward T. Mazzullo  
Director, Office of Hazardous Materials Standards  
U.S. DOT/RSPA (DHM-10)  
400 7th Street, S.W.  
Washington, DC 20590-0001

Ref: Paragraph 171.2(c)  
Subparagraph 171.2(f)(2)  
Paragraph 178.2(d) of 49 CFR

Dear Mr. Mazzullo:

Pursuant to the referenced requirements, we are looking for guidance concerning the communication of the manufacturer's and/or tester's marking of a DOT specification or UN standard on non-bulk packagings. Additionally, the packagings may be identified as single or combination packaging with capacities less than or equal to 5 gallons.

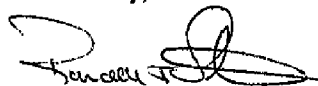
The specific issues are addressed in the following questions (Q):

- Q. Can non-regulated material be shipped in a non-bulk single package marked with a DOT specification and/or UN standard?
- Q. Can non-regulated material be shipped in a non-bulk combination package marked with a DOT specification and/or UN standard?
- Q. If a different (*non-tested*) inner receptacle is used in a non-bulk combination package must the DOT specification and/or UN standard be removed (*covered*) prior to actual shipment?

Should there be any questions concerning this request, I may be contacted at the above address or telephone numbers shown below.

Thanks for your help in this matter.

Sincerely,



Ronald J. Stokes  
Tel (732) 321-6046  
Fax (732) 321-6057  
Email: ron.j.stokes@exxonmobil.com

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§ 171.2(c)  
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